



4410-15

DEPARTMENT OF JUSTICE

Notice of Lodging of Proposed Complaint and Consent Decree under the Clean Air Act

On March 9, 2022, the Department of Justice lodged a proposed consent decree with the United States District Court for the Southern District of Texas in the lawsuit entitled *United States v. Chevron Phillips Chemical Company LP*, Civil Action No. 4:22-cv-00737.

The United States filed this lawsuit under the Clean Air Act. The complaint seeks injunctive relief and civil penalties based on violations of the Clean Air Act's New Source Review requirements, New Source Performance Standards, National Emissions Standards for Hazardous Air Pollutants, "Title V" program requirements and operating permits, and related Texas state implementation plan requirements. The alleged violations involve flares used at three petrochemical manufacturing facilities owned and operated by the defendant, in or near Cedar Bayou, Port Arthur and Sweeny, Texas. Under the proposed consent decree, the defendant has agreed to perform injunctive relief (including flare gas minimization, flaring efficiency measures, and fenceline monitoring) that is estimated to cost \$118 million, and pay \$3.4 million in civil penalties.

The publication of this notice opens a period for public comment on the proposed consent decree. Comments should be addressed to the Assistant Attorney General, Environment and Natural Resources Division, and should refer *United States v. Chevron Phillips Chemical Company LP*, D.J. Ref. No. 90-5-2-1-11288. All comments must be submitted no later than thirty (30) days after the publication date of this notice. Comments may be submitted either by e-mail or by mail:

<i>To submit comments:</i>	<i>Send them to:</i>
By e-mail	pubcomment-ees.enrd@usdoj.gov .

By mail	Assistant Attorney General U.S. DOJ – ENRD P.O. Box 7611 Washington, D.C. 20044-7611.
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During the public comment period, the proposed consent decree may be examined and downloaded at this Justice Department website: <https://www.justice.gov/enrd/consent-decrees>. We will provide a paper copy of the proposed consent decree upon written request and payment of reproduction costs. Please mail your request and payment to:

Consent Decree Library
U.S. DOJ – ENRD
P.O. Box 7611
Washington, D.C. 20044-7611.

Please enclose a check or money order for \$32.75 (25 cents per page reproduction cost) payable to the United States Treasury. For a paper copy without the exhibits and signature pages, the cost is \$ 22.25.

Thomas Carroll,

Assistant Section Chief,

Environmental Enforcement Section,

Environment and Natural Resources Division.

[FR Doc. 2022-05408 Filed: 3/14/2022 8:45 am; Publication Date: 3/15/2022]